

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the date shown below.

Dated: September 25, 2001

Signature:

(Marcus J. Millet)

Docket No.: DAMADIAN 3.0-067 CIP DIV V  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Damadian et al.

Application No.: 09/852,551

Filed: May 10, 2001

For: MRI APPARATUS

Group Art Unit: 2862

**RECEIVED**

OCT 02 2001

**OFFICE OF PETITIONS**

Commissioner for Patents  
Washington, DC 20231

**NOTIFICATION OF ERROR IN PAYMENT OF FEES  
AS A SMALL ENTITY (37 C.F.R. §1.28(c))**

Sir:

On November 21, 1997, a small entity assertion was filed in parent application number 08/975,913. This assertion of small entity status in this application and the payment of fees as a small entity were made in good faith. It has now been discovered that such status as a small entity was lost on July 24, 2000, but through error the Office was not notified as required by §1.27(g)(2). Accordingly, please charge \$355 to applicant's attorney's Deposit Account No. 12-1095 for the deficiency between the amount of fees paid and the amount due as calculated below:

~~Adjustment date: 10/02/2001 GTEFFERA~~  
~~05/14/2001 BSAH511 00000017 121095 09852551~~  
~~01 FC:201 355.00 CR~~

10/02/2001 GTEFFERA 00000131 121095 09852551  
01 FC:101 710.00 CH

Fees erroneously paid as a small entity	Current fee amount for other than a small entity	Fee actually paid as a small entity	Deficiency owed
Basic filing fee paid 5/10/01	\$710	\$355	\$355


Total

\$355

If there are any additional charges, the Examiner is authorized to charge Deposit Account No. 12-1095 therefor.

Dated: September 25, 2001

Respectfully submitted,

By 

Marcus J. Millet

Registration No.: 28,241

LERNER, DAVID, LITTENBERG,  
KRUMHOLZ & MENTLIK, LLP

600 South Avenue West

Westfield, New Jersey 07090

(908) 518-6450

Attorneys for Applicant